



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

HARTLEY *et al.*

Appl. No.: 09/517,466

Filed: March 2, 2000

For: **Compositions and Methods for Use
in Recombinational Cloning of
Nucleic Acids**

Confirmation No.: 4289

Art Unit: 1634

Examiner: Johannsen, D.B.

Atty Docket: 0942.4680003/RWE/BJD/JKM

Response to Restriction Requirement and Amendment and Remarks

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Restriction Requirement dated **March 28, 2005**, Applicants hereby elect, with traverse, Group I, claims 39-49, drawn to nucleic acids, vectors and host cells, classified in class 536, subclasses 23.1 and 24.1, and class 435, subclasses 252.3, 320.1 and 325. Applicants reserve the right to pursue the non-elected claims in one or more divisional or continuation applications. The Office Action also requires Applicants to elect a single sequence from those set forth as (a)–(l) in claim 39. Applicants hereby elect sequence (a) in claim 39, with traverse, and reserve the right to pursue the additional sequences in one or more divisional or continuation applications.

In accordance with 37 C.F.R. § 1.121, this Amendment is provided in the following format:

- (A) Each section begins on a separate sheet;
- (B) Starting on a separate sheet, a complete listing of all of the claims:
 - in ascending order;
 - with status identifiers; and
 - with markings in the currently amended claims; and
- (C) Starting on a separate sheet, the Remarks.

It is not believed that extensions of time or fees for net addition of claims are required beyond those that may otherwise be provided for in documents accompanying this paper. However, if additional extensions of time are necessary to prevent abandonment of this application, then such extensions of time are hereby petitioned under 37 C.F.R. § 1.136(a), and any fees required therefor (including fees for net addition of claims) are hereby authorized to be charged to our Deposit Account No. 19-0036.